

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

In Re: ASBESTOS PRODUCTS
LIABILITY LITIGATION (No. VI)

FILED

Civil Action No:
MDL 875

This Document Relates Only to the
Cases Identified on the Attached Case
(Hereinafter referred to as CVLO-3) By MICHAEL E. KUNZ, Clerk
Dep. Clerk

APR 12 2012

AMENDED CASE MANAGEMENT AND SCHEDULING ORDER FOR CVLO-3

AND NOW, this 11th day of April, 2012, after discussing with the parties on multiple occasions the necessity of altering the scheduling orders and the case lists associated with those scheduling orders, **IT IS HEREBY ORDERED THAT**, as to the cases identified on the attached list, the following discovery and pretrial management deadlines shall apply¹:

1. Plaintiffs must submit to the defendants and to the court a list of viable defendants who they are unlikely to voluntarily dismiss in each of these cases by: May 1, 2012
2. All remaining fact discovery must be completed by: July 13, 2012
3. Plaintiffs must provide a list of defendants in each case that plaintiffs are willing to voluntarily dismiss by: July 27, 2012
4. Plaintiffs' expert reports must be filed by: August 13, 2012
5. Defendants' expert reports must be filed by: September 18, 2012
6. All expert discovery must be completed by: September 25, 2012
7. Any dispositive motions (including any dispositive *in limine* claims) must be filed by: October 8, 2012
8. Responses to any dispositive motions must be filed by: October 22, 2012
9. Replies to any dispositive motions must be filed by: October 29, 2012
10. The parties have advised us that they anticipate that the plaintiffs will not need to file expert reports on the reasonableness and necessity of the medical expenses, as the parties likely will agree on this issue. We acknowledge that each defendant may

¹ The court presumes that the parties have now complied with any expired deadlines from the previous scheduling order.

decide to dispute such expenses in any given case, and will deal with those disputes accordingly. However, given the likelihood of such agreements and to the extent necessary, plaintiffs shall not be obligated to file such expert reports until after dispositive motions have been adjudicated or suggestions for remand have been filed.

11. Responses to requests for documents and other paper discovery must be served in accordance with the Federal Rules of Civil Procedure, unless subject to a written agreement by the parties.
12. Depositions and certain discovery are to be governed by the Federal Rules of Civil Procedure, as modified by the August 4, 2011 Deposition Protocol (amended on April 2, 2012) (08-90330 Doc. No. 87, Exh. A), the November 9, 2011 Medical Records Collection Protocol (01-MD-875 Doc. No. 8262), the December 14, 2011 Rules and Procedures Relating to the Authorization for Release of Bankruptcy Records (01-MD-875 Doc. No. 8318), as well as any future protocol agreed to by the parties and approved by the Court.
13. The role of defense liaison counsel will be to coordinate communications between the defense and the Court and to work with plaintiffs' counsel to come to agreement on broad issues. However, to the extent any party should have a particular objection or issue with regard to any case, that party is free to deal with plaintiffs' counsel directly.
14. A settlement conference, with client representatives to be in attendance in person, shall take place at such time as the Court, upon the recommendations of the parties or otherwise, deems appropriate.

BY THE COURT:


DAVID R. STRAWBRIDGE
UNITED STATES MAGISTRATE JUDGE

LAST	FIRST	PAED
Ahnert	Daniel	10-CV-67443
Andris	Arthur	10-CV-67885
Baumann	Eugene	11-CV-63517
Binder	Robert	10-CV-67817
Burkee	James	10-CV-83247
Cadotte	Joseph	10-CV-64680
Childs	Earl	08-CV-91089
Collins	Arthur	10-CV-64567
Connell	Daniel	09-CV-60552
Deis	John	08-CV-88675
Dowell	Charles	08-CV-91356
Doyle	James	08-CV-89845
Ferrara	Michael	11-CV-63906
Haffner	Robert	08-CV-89863
Hakes	Donald	10-CV-68063
Hass	Laverne	09-CV-60267
Hass	Laverne	09-CV-60298
Hay	Robert	09-CV-64612
Held	Donald	10-CV-67814
Jakubowski	Florian	10-CV-67831
Jenkins	Harold	08-CV-92237
Joyner	Donald	09-CV-64626
Larweth	Dennis	08-CV-89914
Lawson	Carl	10-CV-69031
Lorentz	Eugene	10-CV-61348
Louis	Richard	10-CV-64606
Meagher	John	09-CV-60445
Miller	Homer	09-CV-61040
Montgomery	Dane	09-CV-64739
Morris	Michael	09-CV-61495
O'Mullane	Jay	08-CV-88676
Obermeier	Sylvester	09-CV-61019
Parsons	Harry	10-CV-64587
Pertzborn	James	10-CV-61352
Rickey	Marvin	10-CV-61345
Schmoll	Cyril	09-CV-61026
Stephens	John	09-CV-64733
Suoja	Oswald	09-CV-60256
Sutherlin	James	10-CV-64565
Usterbowski	Kenneth	09-CV-60266
Vander Lugt	Arthur	10-CV-67660
Vradenburg	Stanley	09-CV-62185
Waltenberg	Claude	09-CV-61499
Werner	Clement	10-CV-61908
Willocks	Tommy	09-CV-64701
Wilson	Harold	08-CV-90732
Woods	Dale	11-CV-66277
Woods	James	09-CV-62583

MAILED:

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	KARL KOONS	R. MUTH	WILLIAM HASLER

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DANIEL MANNA	JOHN CANONI	MICHAEL CASCINO	THOMAS SCHRIMPFF
DANIEL MCGRATH	JOHN DOUGLAS	MICHAEL DENNING	THOMAS THIBODEAU
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